



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Se c for

APPLICANT: WEINGARDT DOCKET NO: 4185P2334REI
PATENT NO: 5,909,875 SERIAL NUMBER: 09/877,908
ISSUED: JUNE 8, 1999 ART UNIT:
TITLE: KENO GAME

Assistant Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Weiss & Moy, P.C.
4204 North Brown Avenue
Scottsdale, Arizona 85251-3989

September 20, 2001

I hereby certify that on the 20th day of September, 2001, this correspondence is being deposited with the U.S. Postal Service as Express Mail in an envelope addressed to: Assistant Commissioner of Patents and Trademarks; Box Missing Parts Response; Washington, D.C. 20231.

Jeffrey Weiss

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Dear Sir:

This is in response to the Notice to File Missing Parts of Reissue Application and Supplement to Notice to File Missing Parts of Reissue Application.

1. Notice to File Missing Parts of Reissue Application

In the Notice to File Missing Parts of Reissue Application, the Initial Patent Examination Division asserts that the Assignee's statement under 37 CFR 3.73(b) is missing and asks that it be filed. However, as stated in the Declaration of Gary Weingardt

filed together with the reissue application, Mr. Weingardt is "the sole inventor and owner" of the subject patent and has never assigned the patent to any other party. Under the circumstances, there is no assignee of the subject patent and thus no requirement for an assignee's statement.

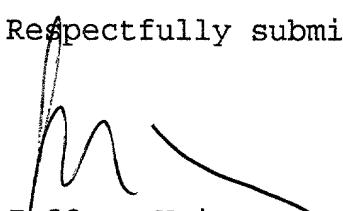
2. Supplemental to Notice

In the Supplement to the original Notice to File Missing Parts, the Initial Patent Examination Division stated that the reissue specification had not been provided in double-column format as required by 37 CFR 1.173(a)(1). In response, attached hereto is a copy of the reissue specification in double-column format, with amendments to Claims 1 and 6 indicated in the same form as in the original reissue application.

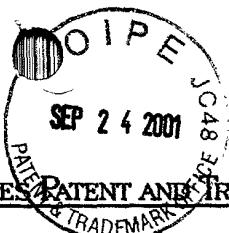
Copies of both the Notice to File Missing Parts and the Supplement to the Notice to File Missing Parts are also attached hereto.

If there are any fees incurred by this Response, please deduct them from our Deposit Account No. 23-0830.

Respectfully submitted,



Jeffrey Weiss
Reg. No. 45,207
(202) 274-0222



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/877,908	06/07/2001	Gary Weingardt	

23504
WEISS & MOY PC
4204 NORTH BROWN AVENUE
SCOTTSDALE, AZ 85251

CONFIRMATION NO. 1963

FORMALITIES LETTER



OC000000006328140

Date Mailed: 07/23/2001

NOTICE TO FILE MISSING PARTS OF REISSUE APPLICATION

Filing Date Granted

An application number and filing date have been accorded to this reissue application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- Assignee's statement under 37 CFR 3.73(b) establishing ownership of the patent is missing. 37 CFR 1.172 requires that all assignees consenting to the reissue application establish their ownership interest in the patent by filing in the reissue application a statement in accordance with 37 CFR 3.73(b).

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



UNITED STATES PATENT AND TRADEMARK OFFICE



COMMISSIONER FOR PAT
UNITED STATES PATENT AND TRADEMARK OF
WASHINGTON, D.C. 20591
www.uspto.gov

Application Number: 09/877908
Attachment to Paper No.:

**REISSUE SUPPLEMENT
NOTICE TO FILE MISSING PARTS OF APPLICATION**

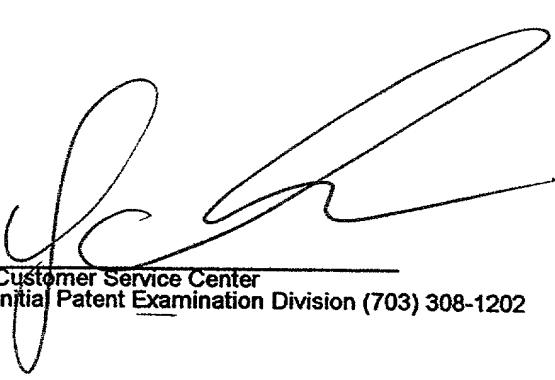
This Reissue Supplement is an attachment to:

- "Notice to File Missing Parts of Application" Filing Date Granted
- "Notice of Incomplete Application" No filing Date Granted

The item(s) indicated below as missing must be filed within the period for reply set on the attached form to avoid abandonment.

Correction of the following is required to complete the reissue application:

- 1. The reissue specification has not been provided in double-column format as is required by 37 CFR 1.173(a)(1).
- 2. Consent of the assignee is missing. 37 CFR 1.172 requires that the reissue oath/declaration be accompanied by the written consent of all assignees.
- 3. Consent of the assignee is present, but is unsigned. A statement of consent bearing the signature of an official authorized to act on behalf of the assignee(s) must be provided.
- 4. Assignee's statement under 37 CFR 3.73(b) establishing ownership of the patent is missing. 37 CFR 1.72 requires that all assignees consenting to the reissue establish their ownership interest in the patent by filing in the reissue application a statement in accordance with 37 CFR 3.73(b). See MPEP Sec. 324.
- 5. Assignee's statement under 37 CFR 3.73(b) is present, but is unsigned. A 37 CFR 3.73(b) statement bearing the signature of an official authorized to act on behalf of the assignee must be provided.


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Initial Patent Examination Division (703) 308-1202